



Arizona Medical Board

9545 East Doubletree Ranch Road • Scottsdale, Arizona 85258

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FINAL MINUTES FOR ARIZONA MEDICAL BOARD TELECONFERENCE

Held at 12:00 p.m. on July 19, 2006,

9545 E. Doubletree Ranch Road • Scottsdale, Arizona

Board Members

Robert P. Goldfarb, M.D., F.A.C.S., Chair

William R. Martin III, M.D., Vice Chair

Douglas D. Lee, M.D., Secretary

Patrick N. Connell, M.D.

Patricia Griffen

Tim. B. Hunter, M.D.

Becky Jordan

Ram R. Krishna, M.D.

Lorraine L. Mackstaller, M.D.

Sharon B. Megdal, Ph.D.

Dona Pardo, Ph.D., R.N.

Paul M. Petelin Sr., M.D.

CALL TO ORDER

The Meeting was called to Order at 12:00 p.m.

ROLL CALL

The following Board Members were present: Patrick N. Connell, M.D., Robert P. Goldfarb, M.D., Timothy B. Hunter, M.D., Becky Jordan, Ram R. Krishna, M.D., Douglas D. Lee, M.D., Lorraine Mackstaller, M.D., William R. Martin, III, M.D. Sharon B. Megdal, Ph.D. and Dona Pardo, R.N., Ph.D. The following Board Members were not present: Patricia R.J. Griffen and Paul M. Petelin, Sr., M.D.

William R. Martin, III, M.D. joined the meeting at 12:10 p.m.

OTHER BUSINESS

NO.	SUBJECT	RECOMMENDATION
1.	Physician Health Program Request for Proposal (RFP)	

The Board went into Executive Session at 12:18 p.m.

The Board returned to Open Session at 1:05 p.m.

NO.	SUBJECT	RECOMMENDATION
2.	Instruct Executive Director on Physician Health Program RFP	Modify RFP based on Board comments.

MOTION: Patrick N. Connell, M.D. moved to have Staff modify the RFP based on Board comments and questions.

SECONDED: Robert P. Goldfarb, M.D.

Sharon B. Megdal, Ph.D. said she would like Staff, based on the Board's discussion, to come up with the recommended fee structure. Dr. Connell agreed and stated that he intended that to be a part of his motion.

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 2-absent

MOTION PASSED.

OTHER BUSINESS

NO.	CASE NO.	COMPLAINANT v PHYSICIAN		LIC. #	STAFF	RECOMMENDATION
3.	MD-05-1166A	AMB	STEVEN GERALD CERVI-SKINNER, M.D.	26268	Ms. Johansen	Deny the petition for revocation of the subpoena because the evidence requested was related to unprofessional conduct, was relevant to the investigation, and the subpoena was specific as to what was being requested.

Vicki Johansen, Senior Medical Investigator summarized the case for the Board. Ms. Johansen said she subpoenaed records related to billing for the current investigation.

Mr. Andrew Plattner, legal counsel for Steven Cervi-Skinner, M.D. said he received the subpoena, but when he contacted Staff to inquire as to the basis of the subpoena, he was not given sufficient information as to why the records were being requested. Mr. Plattner said he did not believe billing issues were part of the Board's allegations in this case. Mr. Plattner said Staff then sent a re-notice letter asking for the same records and he said he believed it was Staff's way of going around the subpoena.

The Board went into Executive Session 12:08 p.m.

The Board returned to Open Session at 12:14 p.m.

Ram R. Krishna, M.D. said he reviewed the subpoena and noted the evidence requested was related to unprofessional conduct, was relevant to the investigation and the subpoena was specific as to what was being requested and found that the Board Staff's records spoke for themselves.

MOTION: Ram R. Krishna, M.D. moved to deny the petition for revocation of the subpoena because the evidence requested was related to unprofessional conduct, was relevant to the investigation, and the subpoena was specific as to what was being requested.

SECONDED: William R. Martin, III, M.D.

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 2-absent

MOTION PASSED.

The meeting adjourned at 1:10 p.m.



A handwritten signature in black ink, appearing to read "Timothy C. Miller".

Timothy C. Miller, J.D., Executive Director